

BOARD OF PERSONNEL APPEALS
MINUTES – MAY 19, 2011 MEETING

PRESENT:

Jack Holstrom, Presiding Officer
Steve Johnson, Board Member - by telephone
Jerry Rukavina, Alternate Board Member – by telephone

STAFF ATTENDING:

Marieke Beck, Board Attorney
Pam McDaniel

John Andrew
Joe Maronick

BOARD BUSINESS

APPROVAL OF MINUTES (0-1:23):

Members in attendance today were not members in attendance for December and March's meeting.

NEXT MEETING DATE (1:24-2:06):

The next meeting is scheduled for June 16, 2011, pending an appeal.

PUBLIC COMMENT (HOUSE BILL 94) (2:06-2:30):

No comments were made.

ATTORNEY COMMENTS – BOARD ATTORNEY MARIEKE BECK (2:35-32:24):

Board Attorney Marieke Beck presented her thoughts in regards to the Decertification and Collierization rules. She had presented two different ways the language could read for the decertification process. There was a motion made by Member Rukavina to change subpart 1 and subpart 2 in 24.26.643. This will fix the Hearings Officer's error when he had decided that the petition needed to be filed on the date the contract expired. Member Johnson seconded the motion. Motion passed unanimously 3-0.

In regards to the Collierization rule there was much discussion on how the rule should read. Board Attorney Beck will change the language from how she has it currently written and will get it back to the Board Members by the next meeting. This will also allow for additional input from other Board members. Board Member Johnson moved to hold this rule until the next meeting. Member Rukavina seconded the motion. Motion passed unanimously 3-0.

Board Attorney Marieke Beck stated she will get the decertification rule filed by Tuesday, May 31st, 2011. This should allow for a 60 day turnaround depending on how many comments are made.

MISCELLANEOUS (32.25-38:30)

SB 120 – State Agency Board Member Information to be Published.

Board Attorney Marieke Beck touched base on the new law that was passed. The law that came into effect was for State Agency Boards, Committees and Advisory Councils requiring that certain information about members and reports be provided on websites. She suggested that if you don't feel comfortable with using your regular email to set up a Yahoo or Gmail account and checking it regularly for Board business. She will also check to see if the alternate Members need to provide their information as well. She also suggested that if you do get an email in regards to BOPA that it is not proper for Members to be discussing pending cases before the Board. It comes into ex parte communications. Member Johnson stated that he is a public figure and does not have issues using his email address. However, he stated that the labor side may have issues since they are private organizations and they would need to verify if they want to use their email addresses or provide different ones.

HB0120

The meeting minutes are posted on the Board website. They are posted once the minutes are approved by the Board. There is a counter on the recorder and if someone wants to hear the meeting then we can get them an electronic version and they can go to the section that is recorded.
